IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD

(Special Original Jurisdiction)

THURSDAY, THE EIGHTEENTH DAY OF NOVEMBER
TWO THOUSAND AND FOUR

PRESENT

THE HON'BLE MR JUSTICE A.GOPAL REDDY

WRIT PETITION NO: 21140 of 2004

Between:

D. Koteswaramma, W/o. D. Malakondaiah,
Lingasamudram, Prakasam District.

... PETITIONER

AND

1 The Joint Collector, Kandukur Prakasam District - 523 105.
2 The Mandal Revenue Officer, Lingasamudram Mandal, Prakasam District –

523 114.

...RESPONDENTS

Petition under Article 226 of the constitution of India praying that in the circumstances stated in the Affidavit filed herein the High Court may be pleased to issue Writ Order or Direction more particularly one in the nature of WRIT OF MANDAMUS, to declare the impugned Memo bearing No. Rc.B. 51/2004 dt. 10-11-2004 issued by the 2nd respondent without conducting any sort of enquiry into the matter as illegal, arbitrary, and unjust and consequently direct the respondent to permit the petitioner to continue as a cook in M.P.U.P. School, Lingasamudram Village and Mandal, Prakasam District.

Counsel for the Petitioner: MR.S.VENKATESWARLU

Counsel for the Respondents: GP FOR REVENUE

The Court, at the admission stage, made the following:

ORDER

The petitioner is the Cooking Agent to the students of M.P.U.P. School of Lingasamudram village under the programme of Mid-day Meal. By the impugned memo dated 10.11.2004 the Mandal Revenue Officer-second respondent herein called upon the petitioner to submit her explanation for certain irregularities with regard to having excess rice in her possession. The petitioner instead of submitting her explanation, straightaway rushed to this Court by way of filing the present writ petition, which cannot entertained.

Since the impugned memo is only a show cause notice the petitioner is permitted to submit her explanation pursuant to the said notice on or before 20.11.2004. On filing such explanation, the second respondent shall consider the same and pass appropriate orders and communicate a copy of the same to the petitioner. If any adverse orders are passed, the petitioner is at liberty to avail the remedies as are open to her under law.

With the above directions, the writ petition is dismissed. No costs.

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A. GOPAL REDDY. J.

18th November, 2004

tsr.

To

1 The Joint Collector, Kandukur Prakasam District - 523 105.
2 The Mandal Revenue Officer, Lingasamudram Mandal, Prakasam District –

523 114.

3. Two C.C.s to Government Pleader for Reenue, High Court Buildings, Hyderabad.(OUT)

4. Two C.D. copies.